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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/023,227	12/14/2001	Cullen E. Bash	10005107-2	3728

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HEWLETT PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

THOMPSON, GREGORY D

ART UNIT	PAPER NUMBER
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2835

DATE MAILED: 06/06/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/023,227

Applicant(s)

Bash et al

Examiner

Gregory Thompson

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Dec 14, 2001
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above, claim(s) 4, 5, 9, and 10 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3 and 11-15 is/are rejected.
- 7) ☒ Claim(s) 6-8 is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

*See the attached detailed Office action for a list of the certified copies not received.

- 14) ☒ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s). 3 6) ☐ Other:

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1. Applicant's election without traverse of Figs. 1A-3 readable on claims 1-3, 6-8, and 11-15 with claims 4-5, 9-10 withdrawn in Paper No. 6 is acknowledged
2. Claims 6-8 are objected to because of the following informalities: the language of "first actuator and first cooling apparatus" in claims 6-8 is inconsistent with the language of "actuator and cooling apparatus" in claim 1. Appropriate correction is required.
3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
Claims 1, 11, 13-14 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by

Karpman.

Cooling apparatus elements, means for absorbing heat elements 17, 20-30, 40 an etc. in Figs. 1-7, first and second sources packages 12, actuator, means for actuating (retractable) elements 34, 36.

4. claims 1-13, 11-15 are rejected under 35 U.S.C. 102(e) as being clearly anticipated by Koenen.

Cooling apparatus (means for absorbing) composes a first cooled body 20 (labeled first in Fig.2) an a second cooled body 20 (labeled second in Fig. 2). The actuator(means for actuating) is composed of elements 30 in an open loop claim to actuated the first body into thermal contact with the first source (labeled first source in Fig. 2) and to actuate the second body into thermal

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contact with the second source (labeled second source in Fig. 2) by the spring tension. The elements 30 (retractable in some springy degree) is a support that moves toward and away from board 50 by pivot mounts 32 and natural spring tension of elements 30, respectively. The bodies 20 would be compliantly mounted to the elements 30 since elements compose some give.

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Kikinis 506, 302, Vukovic et al, and Moribe et al disclose retractable sink on module.

6. Claims 6-8 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The subject matter claimed in claims 6-8 claiming the third heat source on the second side of the board with a second cooling apparatus, second actuator, third cooled body an other specific structure claimed in claim 6-8 are not taught or suggested in the cited prior art.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Greg Thompson whose telephone number is (703) 308-2249. The examiner can normally be reached on Mon-Thur from 6:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Darren Schuberg, can be reached on (703) 308-4215. The fax phone number for the organization where this application or proceeding is assigned is (703) 305-3434.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1782.


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G THOMPSON/pj

05/20/03


Gregory Thompson
Primary Examiner